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NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO / OAKLAND DIVISION

JASON ZAJONC and DENNIS FOWLER,  
 individually and on behalf of all others  
 similarly situated,

Plaintiffs,

v.

MORGAN STANLEY & CO. LLC,  
 f/k/a Morgan Stanley & Co. Incorporated,  
 MORGAN STANLEY SMITH BARNEY  
 LLC, and MORGAN STANLEY,

Defendants.

**Case No. 14-cv-05563-EMC**

**JOINT STIPULATION AND [PROPOSED]  
 ORDER TO CONTINUE FURTHER CASE  
 MANAGEMENT CONFERENCE**

Complaint Filed: December 19, 2014

**STIPULATION**

WHEREAS, the Court's November 24, 2015 Clerk's Notice (ECF No. 115) set the Further Case Management Conference ("CMC") for January 28, 2016;

WHEREAS, per the Parties' request, on January 21, 2016, the Court continued the CMC to February 11, 2016 (ECF No. 119);

WHEREAS, the Parties have continued to meet and confer during the past two weeks regarding the litigation generally and the timing of the CMC specifically;

WHEREAS, the Parties still do not currently have ripe issues for discussion but expect that an additional continuance of the CMC to March 10, 2016, will allow for a more meaningful discussion;

WHEREAS, this is the Parties' second request to postpone the CMC; and

WHEREAS the requested continuance of the CMC will not otherwise affect the schedule for the case;

ACCORDINGLY, THE PARTIES HEREBY STIPULATE AND AGREE to continue the CMC currently scheduled for Thursday, February 11, 2016 to Thursday, March 10, 2016. The Parties will submit an updated Case Management Statement seven days before the rescheduled CMC date.

**IT IS SO STIPULATED.**

1 Dated: February 3, 2016

By: /s/ Jahan C. Sagafi  
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*Attorneys for Plaintiffs and Proposed Class Members*

1 Dated: February 3, 2016

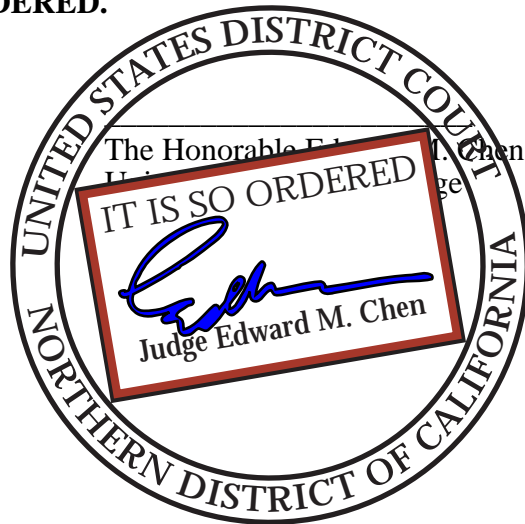
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12 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

13 Dated: February 5, 2016



**ATTESTATION OF SIGNATURE**

Pursuant to Civil Local Rule 5-1(i)(3), the filer of this document attests that concurrence in the filing of this document has been obtained from the other signatory above.

DATED: February 3, 2016

OUTTEN & GOLDEN LLP

By: /s/ Jahan C. Sagafi

*Attorneys for Plaintiffs and Proposed Class Members*